

1637

Patent US 332C1  
Attorney Docket No. 612,404-381  
[formerly 266/185]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**CARL EDMAN, ET AL.**

Serial No.: 09/974,685

Filed: October 9, 2001

For: ELECTRONICALLY MEDIATED  
NUCLEIC ACID AMPLIFICATION IN  
NASBA

Group Art Unit: 1637

Examiner: Joyce Tung

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97–1.98, information relating to the above-identified application is hereby disclosed. The accompanying Form PTO SB/08A provides a listing of documents that may be relevant to the subject application.

It is requested that the Examiner fully consider the art cited in the accompanying Form PTO SB/08A, initial the left-most column of the form adjacent each cited reference, and return a

CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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copy for Applicants' records. It is further requested that the art be cited on the cover of any patent issuing from the subject application.

In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above, but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311. The references cited herein were cited in related Application Serial No. 10/387,304 in an Office Action dated May 24, 2005. Applicant does not believe that any fee is due in connection with this submission as this Information Disclosure Statement is being filed within three months of becoming aware of these references. However, if the Commissioner deems otherwise, authorization is hereby given to charge Deposit Account No. 50-2862 for any necessary fees.

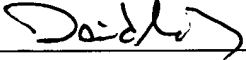
This statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made. Nor does this statement constitute an admission by Applicants or Applicants' agent that the information provided herein is necessarily prior art to Applicants' invention. Moreover, Applicants reserve the right to establish the patentability of the claimed invention over any of the listed documents

should they be applied there-against as references. Please charge any deficiency or credit any  
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Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 6/13/05

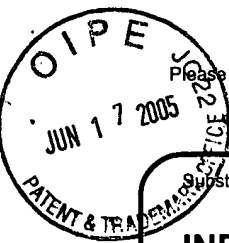
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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	
				Filing Date	
				First Named Inventor	
				Group Art Unit	
				Examiner Name	
Attorney Docket Number					
Sheet	1	of	1		

Examiner Initials *	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
	Number	Kind Code <sup>2</sup> (if known)		
	US-5,840,485		Lebl et al	11-24-1998
	US-6,004,752		Loewy et al	12-21-1999

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	Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			

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<sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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